

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
DOCKET NO. 3:22-cv-00510-FDW-DSC

TONY OSIAS,  
Plaintiff,

vs.

ALEJANDRO MAYORKAS, STEVEN  
FRANCIS, and TAE JOHNSON,  
Defendant.

ORDER

THIS MATTER is before the Court on Plaintiff's *pro se* Motion for Reconsideration (Doc. No. 5), after this Court dismissed this case without prejudice for failure to either pay the filing fee or file an application to proceed without payment, (Doc. No. 3). For the reasons set forth in the Motion, Plaintiff's Motion for Reconsideration is GRANTED.

IT IS THEREFORE ORDERED that Plaintiff's Motion for Reconsideration (Doc. No. 5) is GRANTED. The Clerk of Court is respectfully directed to reopen this case to allow this Court to consider Plaintiff's Motion to Proceed in Forma Pauperis, filed on January 3, 2023. (Doc. No. 6).

IT IS SO ORDERED.

Signed: January 4, 2023



Frank D. Whitney  
United States District Judge

